

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Richmond Division**

JONATHAN LEE RICHES,)
)
Plaintiff,)
)
v.) Civil Action No. 3:09CV312-HEH
)
JIVERLY A. WONG, *et al.*,)
)
Defendants.)

**MEMORANDUM OPINION
(Denying Rule 60(b) Motion and Request to Intervene)**

Plaintiff, a federal inmate, submitted this action and requested leave to proceed *in forma pauperis*. Plaintiff is a prolific litigator of frivolous litigation. *See Riches v. Karpinski*, Nos. 3:08cv00347, 3:08cv00346, 2008 WL 2564785, at *3 (W.D. Wis. June 25, 2008) (noting, in Plaintiff's 1,834th lawsuit, that his allegations of imminent harm carried no weight). By Memorandum Opinion and Order entered on July 14, 2009, the Court dismissed the present action without prejudice. On August 16, 2010, the Court received a motion from Plaintiff pursuant to Federal Rule of Civil Procedure 60(b). In his Rule 60(b) motion, Plaintiff requests that the Court reopen the action and allow a number of other inmates to intervene. "The remedy provided by [Rule 60(b)], however, is extraordinary and is only to be invoked upon a showing of exceptional circumstances." *Compton v. Alton S.S. Co., Inc.*, 608 F.2d 96, 102 (4th Cir. 1979) (citing cases). Plaintiff fails to identify any exceptional circumstances that would warrant relief under Rule 60(b).

Accordingly, his motion under Rule 60(b) and the accompanying request to permit other inmates to intervene will be denied.

An appropriate Order shall accompany this Memorandum Opinion.

 /s/ _____

Henry E. Hudson
United States District Judge

Date: May 20 2010
Richmond, Virginia